

**IDAHO STATE PUBLIC WORKS CONTRACTORS
LICENSING BOARD MEETING MINUTES
1090 EAST WATERTOWER STREET, MERIDIAN, ID 83642
AUGUST 1, 2005**

*Note: The following report is not intended to be a verbatim transcript of the discussions at the meeting,
but is intended to record the significant features of those discussions*

BOARD MEMBERS: David Bennion, Bob Beer, Terry McEntee, Mike Wood, Dick Anderson

DIVISION OF BUILDING SAFETY EMPLOYEES: Dave Munroe, Administrator; Marsi Woody, Deputy Administrator/Financial Officer; Steve Keys, Building Bureau Chief; Jack Rayne, Industrial Safety & Logging Bureau Chief; Renee Bryant, Recorder

GUESTS: Doug Chase, Idaho Transportation Department; Richard Kennedy, Rivers West Construction; David Frei, Inland Crane; Jerry Peterson, Idaho Building Trades; Eric Howard, Terra-West, Inc.; Maria Barrett, Division of Financial Management; Michael Gifford, Associated General Contractors.

The August meeting was called to order by Chairman Bennion at 9:05 a.m.

JULY 11, 2005 BOARD MEETING MINUTES: Mr. Anderson made a motion to approve the July 11, 2005 Public Works Contractors Licensing minutes with Mr. Beer seconding. All in favor, motion passes.

RIVERS WEST CONSTRUCTION, LLC - PETITION: Rivers West Construction applied to upgrade their license from a "B" to an "A", however; did not meet the Bureau's "work history" requirements. Extensive discussion ensued. With a vote of three ayes to one nay, motion passes to upgrade Rivers West Construction's license to an "A" license.

TERRA-WEST, INC. – PETITION: Terra-West applied to upgrade their license from an "A" to a "AA", however; did not qualify under "work history" requirements. A brief discussion ensued. Mr. McEntee made a motion to approve Terra-West's application for a "AA" license contingent upon the Bureau receiving a letter from their bonding company stating a three million bonding capacity. Mr. Anderson seconded the motion. Three ayes and one nay, motion passes.

INLAND CRANE, INC. /IFS – PETITION: The issue is duplicate licenses (one with Inland Crane, Inc. and one with IFS, a subsidiary of Inland Crane, Inc.) and inadequate financial resources for both. Upon discussion with Board, Mr. Frei agreed to have the owner(s) submit a letter to the Bureau withdrawing IFS' license, as it is an internal division of Inland Crane, and to make Inland Crane the sole licensee.

U.S. FILTER – PETITION: U.S. Filter, a subsidiary of Siemens, did not have their own financial statements. The Board requested an indemnity agreement from U.S. Filter, however; they declined to submit the requested document. Mr. Anderson made a motion to deny the application until U.S. Filter submits the proper financial statements. Mr. McEntee seconded. All in favor, motion passes unanimously.

LICENSE FEE SCHEDULE/STRUCTURE: Mrs. Woody reviewed the Bureau's actual expenses/revenues for years 2004-2005 and estimated expenses for years 2006-2007. A lengthy discussion ensued, with public input, regarding the current and proposed fee structures, i.e., cap limit on fees. Promulgation procedure briefly explained to the Board. Mr. Keys suggested an alternate proposal; changing/adding classifications.

Mr. Bennion stated if the proposed statute/rule changes are approved through Legislation and Public Work's fund balance is more than necessary for operations, the Board will consider lowering fees.

Mr. Beer made a motion to combine the statute as a cap and the rule fees as printed in Public Work's agenda booklet, page 19, distributed at this meeting and proposed to the AGC at their quarterly meeting. Mr. Anderson seconded the motion. All in favor, motion passes unanimously.

ADMINISTRATOR'S REPORT: Mr. Munroe gave an overview of the Lambert Construction complaint, followed by discussion on the Honeywell investigation. The Board briefly touched on publishing names of violators on the Bureau's website.

BUREAU CHIEF'S REPORT: Mr. Keys addressed the statutory language relative to performance contracts, stated the Bureau did not have a suitable category for "performance/design built contractors" and suggested eliminating financial criteria all together, relying solely on bonding. The pros and cons of bonding were discussed.

Mr. Bennion requested "License Categories", "Operational Plan" and "Joint Ventures/Financial Qualifications" be added to the next agenda and addressed at that meeting.

APPROVAL OF RULES: The Board discussed the current rule changes, made by Deputy Attorney General Christensen, as directed by the Board at the previous meeting. Lengthy discussion ensued on the criteria for issuing licenses.

Mr. Beer made a motion to approve the amended rules as noted with Mr. Anderson seconding. One aye and three nays, motion defeated.

Mr. Anderson made a motion to change the language in rule 110.g. to reflect "with having performed projects" in lieu of "at least three jobs" and "within a range of not less than thirty percent" rather than "within a range of twenty percent". Mr. McEntee seconded. Three ayes and one nay, motion passes.

MEETING DATES: Following are upcoming board meeting dates: Monday, September 19th and Monday, November 7th.

A task force comprised of Steve Keys, Terry McEntee, Dick Anderson and David Bennion to meet the middle of August to discuss license criteria and bring ideas to the next board meeting.

Mr. Wood moved to adjourn the meeting. Mr. Beer seconded. Motion approved by unanimous vote. The meeting was adjourned at 12:30 p.m.

DAVE MUNROE
SECRETARY OF THE BOARD

DATE